

07-05-01

DOCKET NO.: 19603/3211 (CRF D-2594A)
EXPRESS MAIL NO.: EL709323356US

A
Box/Seq

07/03/01
jc962 U.S. PTO

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT APPLICATION TRANSMITTAL FORM
(only for new nonprovisional applications under 37 CFR 1.53(b))

JC997 U.S. PTO
09/898659
07/03/01

ASSISTANT COMMISSIONER FOR PATENTS

Washington, D.C. 20231

BOX: PATENT APPLICATION

SIR:

Transmitted herewith for filing is the patent application (including Specification, Claims, and Abstract, 37 pages) and Sequence Listing (25 pages) of:

Inventor(s): **Steven D. Tanksley**

For : **GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN PLANTS**

***If a CONTINUING APPLICATION, please mark where appropriate and supply the requisite information below and in a preliminary amendment:*

[] Continuation [] Divisional [] Continuation-In-Part (CIP)
of prior application Serial No. _____

Prior application information: Examiner :
Art Unit :

Enclosed are:

- ☒ 6 sheets of formal drawings.
- ☐ **Signed** Combined Declaration and Power of Attorney (_____ pages).
- ☐ **Copy of signed** Combined Declaration and Power of Attorney (_____ pages) from a prior application (1.63(d) (for continuation/divisional).
- ☐ **Signed** statement deleting inventor(s) named in prior application (_____ pages) (1.63(d)(2) and 1.33(b)).
- ☐ **Incorporation By Reference:** The entire disclosure of the prior application, from which a **copy** of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the enclosed application and is hereby incorporated by reference therein.
- ☐ Assignment (_____ pages) of the invention to _____.
- ☐ Assignment Transmittal Letter.
- ☐ Certified copy of a foreign priority document.
- ☐ Associate power of attorney.
- ☒ Applicant claims small entity status. (See 37 CFR 1.27.)

- ☐ Preliminary Amendment (_____ pages).
- ☒ Information Disclosure Statement, form PTO-1449 (2 pages) and 16 references.
- ☒ **UNSIGNED** Combined Declaration and Power of Attorney (2 pages).
- ☒ Statement in Accordance with 37 CFR § 1.821(f) and computer readable 3.5" Diskette.
- ☒ A self-addressed, prepaid postcard acknowledging receipt.
- ☐ Other:


The Filing fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	SMALL ENTITY			LARGE ENTITY	
FOR:	NO. FILED	NO. EXTRA	RATE	FEE	OR	RATE	FEE
BASIC FEE	XXXXXXXX	XXXXXXXX	XXXX	\$355	OR	XXXX	\$710
TOTAL CLAIMS	55 - 20 =	35	x 9 =	\$315	OR	x 18 =	\$
INDEP CLAIMS	2 - 3 =	0	x 40 =	\$ 0	OR	X80 =	\$
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED							
*If the Total Claims are less than 20 and Indep. Claims are less than 3, enter "0" in Col. 2							
			TOTAL	\$670	OR	TOTAL	\$

- ☒ A check in the amount of **\$670.00** to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1138. **A duplicate copy of this sheet is enclosed.**
- ☒ Address all future communications to:

Michael L. Goldman, Esq.
NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051

Date: July 3, 2001


Michael L. Goldman
Registration No. 30,727

NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (716) 263-1304
Facsimile: (716) 263-1600

EXPRESS MAIL CERTIFICATE

DOCKET NO. : 19603/3211 (CRF D-2594A)
APPLICANT : Steven D. Tanksley
TITLE : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN
PLANTS

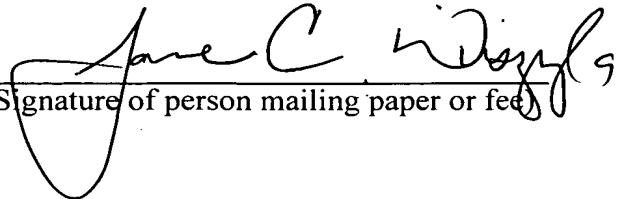
Certificate is attached to the **Utility Patent Application Transmittal Form**
(2 pages) of the above-named application.

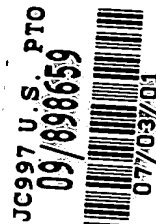
"EXPRESS MAIL" NUMBER: EL709323356US
DATE OF DEPOSIT: July 3, 2001

I hereby certify that this paper or fee is being deposited with the United States
Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the
date indicated above and is addressed to the Assistant Commissioner for Patents,
Washington, D.C. 20231, **Box Patent Application**.

Jane C. Wirszyla

(Typed or printed name of person mailing
paper or fee)


(Signature of person mailing paper or fee)



EXPRESS MAIL CERTIFICATE

DOCKET NO. : **19603/3211 (CRF D-2594A)**
APPLICANT : **Steven D. Tanksley**
TITLE : **GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN PLANTS**

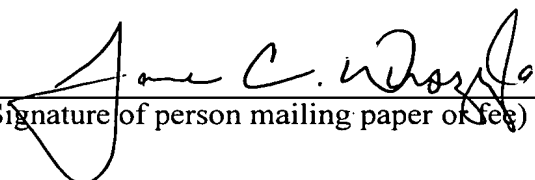
Certificate is attached to the **Formal Drawings (6 pages)** of the above-named application.

"EXPRESS MAIL" NUMBER: **EL709323356US**
DATE OF DEPOSIT: **July 3, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, **Box Patent Application**.

Jane C. Wirszyla

(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)



EXPRESS MAIL CERTIFICATE

DOCKET NO. : 19603/3211 (CRF D-2594A)
APPLICANT : Steven D. Tanksley
TITLE : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN PLANTS

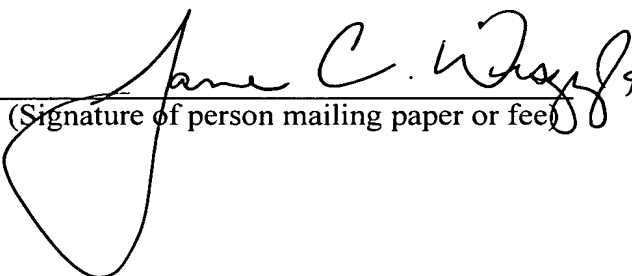
Certificate is attached to the **Information Disclosure Statement (1 page) and PTO-1449 (2 pages, in duplicate) with 16 references** of the above-named application.

“EXPRESS MAIL” NUMBER: **EL709323356US**
DATE OF DEPOSIT: **July 3, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service “Express Mail Post Office to Addressee” service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, **Box Patent Application**.

Jane C. Wirszyla

(Typed or printed name of person mailing paper or fee)


(Signature of person mailing paper or fee)



EXPRESS MAIL CERTIFICATE

DOCKET NO. : 19603/3211 (CRF D-2594A)
APPLICANT : Steven D. Tanksley
TITLE : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN
PLANTS

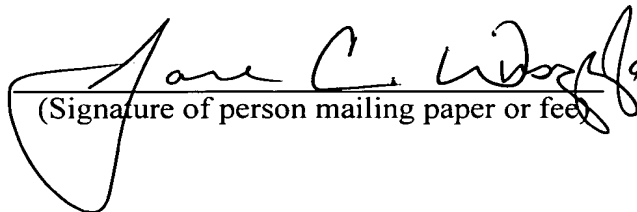
Certificate is attached to the **Patent Application Including Specificaton, Claims, and Abstract (37 pages), Unsigned Combined Declaration and Power of Attorney (2 pages), and Sequence Listing (25 pages)** of the above-named application.

"EXPRESS MAIL" NUMBER: **EL709323356US**
DATE OF DEPOSIT: **July 3, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, **Box Patent Application.**

Jane C. Wirszyla

(Typed or printed name of person mailing
paper or fee)


(Signature of person mailing paper or fee)



EXPRESS MAIL CERTIFICATE

DOCKET NO. : 19603/3211 (CRF D-2594A)
APPLICANT : Steven D. Tanksley
TITLE : GENE CONTROLLING FRUIT SIZE AND CELL DIVISION IN
PLANTS

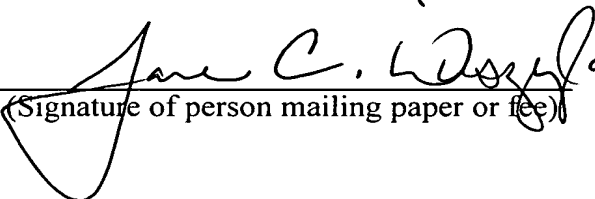
Certificate is attached to the **Statement in Accordance with 37 CFR § 1.821(f) and the 3/5" Diskette Containing Sequence Listing** of the above-named application.

"EXPRESS MAIL" NUMBER: **EL709323356US**
DATE OF DEPOSIT: **July 3, 2001**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, **Box Patent Application**.

Jane C. Wirszyla

(Typed or printed name of person mailing
paper or fee)


(Signature of person mailing paper or fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant	: Steven D. Tanksley)	Examiner:
)	To Be Assigned
Serial No.	: To Be Assigned)	
)	Art Unit:
Cnfrm. No.	: To Be Assigned)	To Be Assigned
)	
Filed	: Herewith)	
)	
For	: GENE CONTROLLING FRUIT SIZE AND)	
	CELL DIVISION IN PLANTS)	

STATEMENT IN ACCORDANCE WITH 37 CFR § 1.821(f)

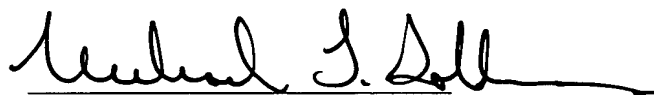
Assistant Commissioner for Patents
Washington, D.C. 20231
Box: Patent Application

Sir:

In accordance with 37 CFR § 1.821(f), this statement confirms that the contents of the Sequence Listing attached to the subject application as submitted herewith and on the computer readable 3.5" Diskette submitted herewith are the same.

Respectfully submitted,

Date: July 3, 2001


Michael L. Goldman
Registration No. 30,727

NIXON PEABODY LLP
Clinton Square, P.O. Box 31051
Rochester, New York 14603-1051
Telephone: (716) 263-1304
Facsimile: (716) 263-1600